(S)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

WRIT PETITION NO.325 OF 2004

PETITIONERS :

1. Sarfulla Khan, S/O Fakhrulla Khan, Aged about 34 years, Presently posted as Constable - Old No.65 (New 731), Police Station Somni, District Rajnandgaon (C.G.).

2. Dinanath Singh, S/O Shivnarayan Singh, Aged about 30 years, Presently posted as Constable - Old No.837 (New 679), Police Station Chuikhadan, District Rajnandgaon (C.G.).

3. Vedprakash Mishra, S/O Shri Ravindranath Mishra, Aged about 29 years, Presently posted as Constable - Old No.695 (New 680), Traffic Police, District Rajnandgaon (C.G.).

4. Dhirendra Pratap Singh, S/O Late Shri Surendra Singh, Aged about 27 years, Presently posted as Constable - Old No.927 (New 752), Police Station Ambagarh Chowki, District Rajnandgaon (C.G.).

5. Virendra Kumar Yadav, S/O Shri Ramlakhan Yadav, Aged about 28 years, Presently posted as Constable - Old No.862 (New 638), Police Station Basantpur, District Rajnandgaon (C.G.).

P.R. No. 325/04 Presented by Shri S.R. Sharma dated 14-9-04

Clerk to A.G. Bilaspur 14/9/04

14/9/04 Senior Central Government Standing Counsel CHHATTISGARH HIGH COURT

6. Abhay Yadav, S/o. Ramdeo Yadav, Aged about 36 years, Presently posted as D.S.V. Branch, S.P.Office Constable No.149,District Rajnandgaon (C.G.)

7. Mahendra Dwivedi, S/o. Sambhu Prasad, aged about 32 years, Presently posted as Constable – Old No. 773 (New 666), Police Station Ghumka, District, Rajnandgaon (C.G.)

8. Shailendra Singh, S/o. Murilidhar Singh, aged about 35 years, Presently posted as Constable – Old No. 109 (New 610), Police Station Rakshit Kendra, Police Line, District, Rajnandgaon (C.G.)

9. Madanlal, S/o. Kundanlal , aged 39 years, Head Constable, B.No.698 (New 60) presently posted Rakshit Kendra, Rajnandgaon.

Versus

RESPONDENTS

1. Union of India
Through the Secretary,
Department of Personnel, Public Grievance and Pension, Third Floor, Lok Nayak Bhawan, Khan Market, New Delhi.

2. State of Madhya Pradesh,
Through the Secretary,
Department of Home Affairs,
Vallabh Bhawan, Bhopal (M.P.)

3. State of Chhattisgarh
Through the Secretary,
Department of Home Affairs,
D.K.S. Building, Mantralaya,
Raipur, Chhattisgarh.

(7)

4. Director General of Police,
State of Chhattisgarh,
Raipur (C.G.).

5. Inspector General of Police (Personnel), Police Head Quarters, Raipur, District Raipur (C.G.).

6. Superintendent of Police,
District Rajnandgaon (C.G.).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC—78

(54)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P. No. 3251/2004

मामला क्रमांक ..... / **सन्** 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	26.10.2004 Shri H.S. Patel, counsel for the petitioners. Shri S.K. Beriwal, Sr. Panel Lawyer for the Union of India. Shri Vinod Shrivastava, Govt. Advocate for the State. Application for urgent hearing is allowed. Counsel for the petitioners submitted that in similar matter bearing W.P. No. 578/04 (***Balendra Sekhar Mishra & Others Vs. Union of India & Others***), orders have been passed. He prays that similar order may be passed in this case also. Prayer is not opposed by the other side. Having considered the facts and circumstances of the case, material on record and in view of the judgment cited above and further the legal position, the action of the State Authorities in not relieving the petitioners cannot be sustained and the petitioners are entitled for relieving. Accordingly, the petition is allowed. The respondents are directed to relieve the petitioners within 15 days from the date of production of copy of this order. Consequently, M.W.P. No. 2843/2004 and I.A.No.6917/2004 also stand disposed of. Certified copy as per rules. Sd/- Fakhruddin Judge	

Gowri